

10TH GROUND.

MRS. MAMIE EDMUNDS (formerly Mamie Kitchens) Sworn for the State. Attached, marked Exhibit "A" is the entire evidence, questions and answers, chief examination and cross examination, which I gave on the trial of the case against Leo M. Frank. I have read over the evidence carefully and now state that every word as testified to by me is true and that the attached exhibit A is a full, complete and true report of the evidence which I gave on that trial. Some time recently, C. W. Burke, representing himself to be a detective representing Leo M. Frank and from the office of L. Z. Rosser, called on me at the pencil company's place of business. Burke paid me for the time I lost in talking to him about this case. He said that "Mr. Rosser said you had an honest looking face, and that he wanted me to come down and have a talk with you, and he told me to ask you questions concerning Frank's character," and he began asking questions about had I ever seen Mr. Frank acting in a familiar way with the girls, or ever seen him lay his hand on any girl and had I ever seen any lady in Frank's office. I don't remember just in what way he put that, but of course he meant through harm. I told him no, only a stenographer, and he asked me was she conducting herself in a ladylike way, and I said "Yes, she was writing on her typewriter." I told him I had been downstairs but very few times during work hours and that I had never seen Mr. Frank acting in any way familiar with any of the ladies. He always went through the shop in a businesslike way and I never seen him laugh but very few times. Then he asked me if I thought Mr. Frank meant any harm by coming to the dressing room. I told him I did. He says Why? I said, because when Mr. Frank come to the door and seen that we were partially dressed, I think it would have been as little as he could have done to have said "excuse me ladies" and walked away. He stood there and laughed or grinned. I don't know when a Jew is laughing or grinning, but he stood there and make no effort to move. When he come to the door he said: "What is the matter girls, haven't you got any work? And he just kept standing there and didn't make no effort to move until Miss Jackson said 'We are dressing, blame it' and then he shut the door and disappeared. He said, "well would you have a man hung on that, convicted and hung?" I said, "certainly not, I am not that unreasonable, but I do think he meant harm, and I think a man could act the gentleman as well as anything else, that when a gentleman meets a lady he ought to treat her with respect." He said, "Well I don't look at it like you do. You must consider Mr. Frank is a business man and many of these things he don't pay any attention to, like a man like me would. I would think of those things, but a businessman sometimes forgets these things." I said, "I don't see why he should, when he stood there long enough to think what to do and what to say." Burke was writing this all down, as we were talking and when we finished, he got the stenographer of the National Pencil Company to write out what was said. The paper was not written in my presence. I went upstairs while they were preparing it. He then sent for me to come back to sign it. I did not read the paper that I signed. I don't think there was anybody in the room. Afterwards Burke came to see me at my home and asked me to sign another paper. Burke represented that the new paper which I signed was exactly like the other one, except that the new paper had on it "Extraordinary Motion for new trial". I took Burke's word as to what these papers contained. I did not tell Burke anything different to what I have set out above, and if he has anything in either one of these papers other than what I have stated, then said Burke has misled me and misrepresented the facts to me. Frank did not knock at the door, and gave no intimation that he was coming in. It is true that Mr. Rosser when he talked to me about Leo M. Frank asked me fully with reference to what I knew concerning said Frank's character and his relation with women, and of course that line of questioning was calculated to be embarrassing, but the deportment, bearing and manner of the said Rosser was gentlemanly in every respect, and he only asked such questions as were necessary to get at the truth. I refer to the detective Bass Rosser.

(Exhibit "A" referred to in the above is as follows)

MISS MAMIE KITCHENS, Sworn for the State in Rebuttal, testified as follows:

DIRECT EXAMINATION BY THE SOLICITOR GENERAL.

Q. What is your name? A. Mamie Kitchens.

Q. Where did you work Miss Mamie? A. National Pencil Company

Q. How long had you been working there? A. It will be two years this coming October.

Q. Two years this coming October, what floor do you work on? A. Fourth.

Q. Where are you working now? A. I am working on the plugging table for Mr. Joe Stelker.

Q. On what floor? A. Fourth.

Q. For the National Pencil Company? A. Yes sir.

Q. How long, I mean where were you yesterday, the day before and the day before that? A. I was at the Pencil Factory yesterday and the day before.

Q. And the day before; now, have you been sworn in this case by the defense, have you been put on that stand? A. No sir.

Q. By the defense? A. No sir.

Q. Do you know of any other lady or ladies now work on that floor that have not? A. Yes sir.

Q. Who? A. Miss Jones and Miss Howell.

Q. They have not been; are you able to recall any others, that work on that 4th floor that have not been? A. No sir, I don't believe I do.

Q. Miss Mamie, do you or not remember an incident, first I will ask you if you are acquainted with the general character of Leo M. Frank? A. Well, I know Mr. Frank when I see him.

Q. I know, but are you acquainted with his general character, what is generally said about what has been said about him? A. I can't express my opinion of his general character?

Q. Just answer yes or no? A. Yes sir.

Q. Well, is that good or bad? A. I can't express my opinion of his character from hearsay.

Q. All right.. that is what we want — from hearsay, up to April 26, 1913, just what people said before the Phagan girl was killed. That hearsay is all you can given under the Judge's ruling? A. Well I will tell you all I can say—

The Court: Don't tell what you have heard, just tell whether or not you have heard anything.

Q. I won't press the point. I want to ask you if you knew Miss Irene Jackson? A. I certainly do.

Q. Do you know Miss Mayfield? A. I do.

Q. Were you or not ever present in the dressing room of the ladies on the fourth floor, when Miss Irene Jackson was present and when Miss Mayfield was present, when any or both of these young ladies were partially undressed, and Leo M. Frank came in that dressing room? A. I was in the dressing room with Miss Jackson when she was undressed.

Q. Was undressed? A. Yes sir.

Q. Did or not Leo M. Frank come in there? A. He came to the door and opened it, and stuck his head inside of the door.

Q. Stuck his head inside of the door, did he or not knock? A. He did not knock.

Q. He did not knock; what, if anything was said — when he did that, or what did he do when he stuck his head in? A. He just stood there and grinned or laughed, I don't know which.

Q. What was said to him by anybody in that room when he did that? A. Miss Jackson — he stood there for a few minutes longer, I suppose, then she thought he ought to, and she said, “Well, we are dressing, blame it,” and then he shut the door.

CROSS EXAMINATION by Mr. Rosser.

Q. Didn't he ask you if you girls didn't have any work to do? A. Yes sir.

Q. He put his head in, and didn't he say, “Haven't you girls got work to do? A. He didn't say it that way.

Q. Of course, he didn't say it like I do, but he asked you if you didn't have any work to do? A. Yes sir.

Q. That was the only time you were ever in the room when he tried to come in, that is the fact, isn't it, and he never said anything but that? A. I didn't understand the question.

Q. I didn't think you did; well now, you were in there that day, Miss Kitchens? A. I was in there with Miss Jackson.

Q. Who else was in there? A. Well Miss Ethel Stewart, was in there part of the time.

Q. Just you three? A. Just us three.

Q. What time of day was it? A. Well, I can't state the exact time, it was in the afternoon.

Q. Well, was it during business hours? A. yes sir.

Q. During business hours? A. Yes sir, we were dismissed from work, we didn't have any.

Q. You didn't have any work to do that day? A. No sir.

Q. And you were all just resting in the dressing room. A. Just what?

Q. You were in the dressing room because the work had been dismissed? A. No sir, we were in there dressing to leave.

Q. Dressing to leave? A. Yes sir.

Q. Who had dismissed you that you wouldn't have any work to do? A. Mr. Joe Stelker.

Q. Mr. Stelker, and that is all he said, he asked you if you girls didn't have any work to do? A. That is all he said.

Q. And you all told him you didn't have any work to do? A. Yes sir.

Q. Aren't you mistaken, Miss Jones has been down here and testified, hasn't she? A. I have only got her word for it, she told me she had not.

Q. As a matter of fact, I am asking you if you know? A. I don't know.

Q. Now did they work there before this murder took place? A. Yes sir Miss Jones worked there before I ever went there.

Q. Did Miss Howell work there? A. No sir, Miss Howell worked there when the murder was committed, I think, in fact I know she told me she did, but I don't know just exactly, I was off from the factory four months, I quit in February, and never went back until —

Q. I am going to ask you a question, Miss Howell has been on the stand, hasn't she? A. She says she has not.

Q. I think she is mistaken. I am going to ask you the question that we have asked all of those ladies that worked on the 4th floor; I am going to ask you were you ever in Mr. Frank's office, meet him there between the middle of June and the 1[a]st Saturday in January of this year, inclusive, if you ever met him there for any immoral purpose? A. I never met him there for anything except to get the money out of my time."